

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

In re	:	Case No. 08-CV-04196
REFCO INC., et al.,	:	Referred to Judge Gerard E. Lynch
Debtors.	:	
	X	
In re	:	Chapter 11
REFCO INC., et al.,	:	Case No. 05-60006 (RDL)
Debtors.	:	(Jointly Administered)
	X	
JOSEPH MURPHY, WILLIAM M. SEXTON, DENNIS	:	Adv. Proc. No. 08-01133 (RDD)
A. KLEJNA, GERALD SHERER, PHILIP	:	
SILVERMAN, RICHARD N. OUTRIDGE, TONE	:	
GRANT, LEO R. BREITMAN, NATHAN GANTCHER,	:	
DAVID V. HARKINS, SCOTT L. JAECKEL, THOMAS	:	
H. LEE, RONALD L. O'KELLEY, AND SCOTT A.	:	
SCHOEN,	:	
Plaintiffs,	:	
v.	:	
ALLIED WORLD ASSURANCE COMPANY (U.S.),	:	
INC. and ARCH INSURANCE COMPANY,	:	
Defendants, and	:	
JOHN D. AGOGLIA, EDWIN L. COX, SUKHMEET	:	
DHILLON, THOMAS H. DITTMER, STEPHEN	:	
GRADY, THOMAS HACKL, ERIC G. LIPOFF, PETER	:	
MCCARTHY and FRANK MUTTERER.	:	
Nominal Defendants.	:	
	X	

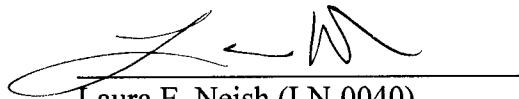
**NOTICE OF MOTION
TO ADMIT COUNSEL
PRO HAC VICE**

PLEASE TAKE NOTICE that, upon the annexed Affirmation of Laura E. Neish, Esq., in support of this motion, and the Declaration of Norman L. Eisen and Certificates of Good

Standing annexed thereto, Laura E. Neish, an attorney duly admitted to practice in this Court, hereby moves this Court, on behalf of Plaintiff Tone Grant, for an Order granting the admission *pro hac vice* of Norman L. Eisen, Esq., to argue or try the above-referenced case, in whole or in part.

Dated: May 23, 2008
New York, New York

Respectfully submitted,



Laura E. Neish (LN-0040)
Zuckerman Spaeder LLP
1540 Broadway, Suite 1604
New York, New York 10036
Tel: 212-704-9600
Fax: 212-704-4256
lneish@zuckerman.com

Attorneys for Plaintiff Tone Grant

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

----- In re REFCO INC., et al., Debtors.	:----- : : : ----- x	Case No. 08-04196 (Referred to Judge Gerard E. Lynch)
----- In re REFCO INC., et al., Debtors.		Chapter 11 Case No. 05-60006 (RDD) (Jointly Administered)
----- JOSEPH MURPHY, WILLIAM M. SEXTON, DENNIS A. KLEJNA, GERALD SHERER, PHILIP SILVERMAN, RICHARD N. OUTRIDGE, TONE GRANT, LEO R. BREITMAN, NATHAN GANTCHER, DAVID V. HARKINS, SCOTT L. JAECKEL, THOMAS H. LEE, RONALD L. O'KELLEY, AND SCOTT A. SCHOEN, Plaintiffs, v.		Adv. Proc. No. 08-01133 (RDD)
----- ALLIED WORLD ASSURANCE COMPANY (U.S.), INC. and ARCH INSURANCE COMPANY, Defendants, and		AFFIRMATION OF LAURA E. NEISH IN SUPPORT OF MOTION TO ADMIT COUNSEL <u>PRO HAC VICE</u>
----- JOHN D. AGOGLIA, EDWIN L. COX, SUKHMEET DHILLON, THOMAS H. DITTMER, STEPHEN GRADY, THOMAS HACKL, ERIC G. LIPOFF, PETER MCCARTHY and FRANK MUTTERER. Nominal Defendants.		----- : : : : : : : ----- x
----- STATE OF NEW YORK) COUNTY OF NEW YORK) ss.: -----		

LAURA E. NEISH hereby affirms and states:

1. I am an attorney at law, duly admitted to practice before the courts of the State of New York and the United States District Court for the Southern District of New York.

2. I am associated with the firm of Zuckerman Spaeder LLP, which represents Plaintiff Tone Grant in the above-referenced matter.

3. I am fully familiar with all of the relevant facts and circumstances herein.

4. I respectfully submit this affirmation in support of the accompanying motion to admit Norman L. Eisen to practice *pro hac vice*, on behalf of Plaintiff Tone Grant, in the above-captioned matter.

5. Mr. Eisen is a partner at Zuckerman Spaeder LLP, 1800 M Street NW, Washington, DC 20036, where he practices in the areas of complex civil litigation, securities litigation, and bankruptcy. Mr. Eisen is duly admitted to practice in the courts of Maryland and the District of Columbia. There are no pending disciplinary proceedings against Mr. Eisen in any State or Federal court.

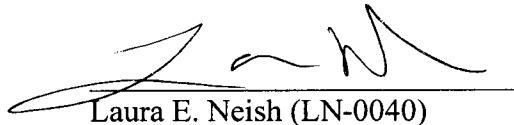
6. Mr. Eisen has been engaged to represent Tone Grant in the above-referenced matter.

7. The Declaration of Mr. Eisen is attached hereto as Exhibit A. Certificates of Good Standing from the Court of Appeals of Maryland and the District of Columbia Court of Appeals are attached hereto as Exhibit B. Mr. Eisen is prepared to comply with all rules of conduct applicable to lawyers admitted to practice in the Southern District of New York as well as the Individual Practices of this Court.

8. Accordingly, I respectfully request that this Court permit Norman L. Eisen to appear *pro hac vice* on behalf of Tone Grant in connection with the above-captioned matter.

Dated: New York, New York
May 23, 2008

Respectfully submitted,



Laura E. Neish (LN-0040)
Zuckerman Spaeder LLP
1540 Broadway, Suite 1604
New York, New York 10036
Tel: 212-704-9600
Fax: 212-704-4256
lneish@zuckerman.com

Attorneys for Plaintiff Tone Grant

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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Plaintiffs,	:	
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Defendants, and	:	
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GRADY, THOMAS HACKL, ERIC G. LIPOFF, PETER	:	
MCCARTHY and FRANK MUTTERER.	:	
	:	
Nominal Defendants.	:	
	x	

**DECLARATION OF NORMAN
L. EISEN IN SUPPORT OF
MOTION FOR ADMISSION
PRO HAC VICE**

NORMAN L. EISEN, pursuant to 28 U.S.C. § 1746, hereby declares the following under

penalty of perjury:

1. I am a partner at the law firm of Zuckerman Spaeder LLP, 1800 M Street NW, Washington, DC 20036, where I practice in the areas of complex civil litigation, securities litigation, and bankruptcy. I have been engaged to represent Plaintiff Tone Grant in the above-captioned matter.

2. I submit this Declaration in support of the accompanying motion for admission to appear pro hac vice on behalf of Mr. Grant in this matter.

3. As indicated in the Certificates of Good Standing attached hereto, I am an attorney duly admitted to practice in the courts of the State of Maryland and the District of Columbia.

4. There are no pending disciplinary proceedings against me in any State or Federal court. I am prepared to comply with all rules of conduct applicable to lawyers admitted to practice in the Southern District of New York as well as the Individual Practices of this Court.

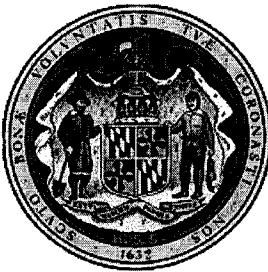
5. Accordingly, I respectfully request that I be permitted to appear pro hac vice on behalf of Tone Grant in the above-captioned matter.

Executed this 23rd day of May 2008



Norman L. Eisen

**Court of Appeals
of Maryland
Annapolis, MD**



CERTIFICATE OF GOOD STANDING

STATE OF MARYLAND, ss:

I, Bessie M. Decker, Clerk of the Court of Appeals of Maryland, do hereby certify that on the seventeenth day of December, 1991,

Norman L. Eisen

having first taken and subscribed the oath prescribed by the Constitution and Laws of this State, was admitted as an attorney of said Court, is now in good standing, and as such is entitled to practice law in any of the Courts of said State, subject to the Rules of Court.

In Testimony Whereof, I have hereunto set my hand as Clerk, and affixed the Seal of the Court of Appeals of Maryland, this fifteenth day of May, 2008.

Bessie M. Decker

Clerk of the Court of Appeals of Maryland



District of Columbia Court of Appeals
Committee on Admissions
500 Indiana Avenue, N.W. — Room 4200
Washington, D.C. 20001
202 / 879-2710

I, GARLAND PINKSTON, JR., Clerk of the District of Columbia Court of Appeals, do hereby certify that

NORMAN L. EISEN

was on the 13th day of NOVEMBER, 1992

duly qualified and admitted as an attorney and counselor and entitled to practice before this Court and is, on the date indicated below, an active member in good standing of this Bar.

In Testimony Whereof, I have hereunto subscribed my name and affixed the seal of this Court at the City of Washington, D.C., on May 14, 2008.

GARLAND PINKSTON, JR., CLERK

By: *N. Charles*
Deputy Clerk

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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H. LEE, RONALD L. O'KELLEY, AND SCOTT A.	:	
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GRADY, THOMAS HACKL, ERIC G. LIPOFF, PETER	:	
MCCARTHY and FRANK MUTTERER.	:	
Nominal Defendants.	:	
	X	

**ORDER FOR ADMISSION
*PRO HAC VICE ON WRITTEN
MOTION***

Upon the motion of Laura E. Neish, attorney for plaintiff Tone Grant, and Laura Neish's affirmation in support:

IT IS HEREBY ORDERED that

CERTIFICATE OF SERVICE

I, Jer-Wei Chen, hereby certify that on May 23, 2008, I caused a true and correct copy of the NOTICE OF MOTION TO ADMIT COUNSEL *PRO HAC VICE* to be served upon the following parties via first-class mail:

Robert W. DiUbaldo, Esq.
EDWARDS ANGELL
PALMER & DODGE LLP
750 Lexington Avenue, 8th Floor
New York, New York 10022
(212) 308-4411
Attorneys for Defendant Allied World Assurance Company (U.S.), Inc.

John D. Agoglia
c/o William Fleming, Esq.
GAGE SPENCER & FLEMING LLP
410 Park Avenue
New York, New York 10022
(212) 768-4900

Sukheet Dhillon
c/o Michael L. Cook, Esq.
Schulte Roth & Zabel LLP
919 Third Avenue
New York, New York 10022
(212) 756-2000

Stephen Grady
c/o Lawrence J. Kotler, Esq.
DUANE MORRIS
30 South 17th Street
Philadelphia, Pennsylvania 19103

John H. Eickemeyer, Esq.
VEDDER PRICE P.C.
1633 Broadway, 47th Floor
New York, New York 10019
(212) 407-7700
Attorneys for Defendant Arch Insurance Company

Edwin L. Cox
c/o Brian O'Connor, Esq.
WILKIE FARR & GALLAGHER LLP
787 Seventh Avenue
New York, New York 10019
(212) 728-8800

Thomas H. Dittmer
c/o Alan E. Gamza, Esq.
MOSES & SINGER LLP
The Chrysler Building
405 Lexington Avenue
New York, New York 10174
(212) 554-7800

Thomas Hackl
c/o Avraham C. Moskowitz, Esq.
Moskowitz and Book, LLP
1372 Broadway
New York, New York 10018

Eric G. Lipoff
c/o c/o Michael L. Cook, Esq.
Schulte Roth & Zabel LLP
919 Third Avenue
New York, New York 10022
(212) 756-2000

Peter McCarthy
c/o William Fleming, Esq.
GAGE SPENCER & FLEMING LLP
410 Park Avenue
New York, New York 10022
(212) 768-4900

Frank Mutterer
c/o Mark Conlan
GIBBONS P.C.
One Gateway Center
Newark, New Jersey 07102
(973) 596-4545

s/Jer-Wei Chen *jonathan Ali and*
Jer-Wei Chen